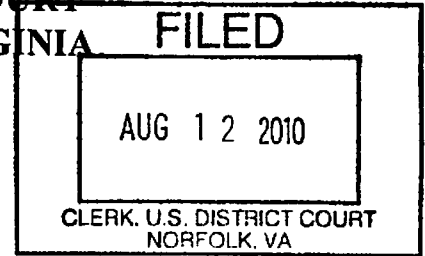


**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**



**JACK PENNINGTON, III and
LISA EUBANKS,**

Plaintiffs,

v.

CASE NO. 2:10cv361

**PNC MORTGAGE, A Division of
PNC Bank, N.A., and
SAMUEL I. WHITE, P.C., as Substitute Trustee,**

Defendants.

JUDGMENT IN A CIVIL CASE

- ☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- ☒ **Decision by the Court.** This action came for decision by the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that Plaintiffs' Petition for a Preliminary Injunction is DENIED; Samuel I. White P.C.'s motion to dismiss Plaintiffs' claims insofar as they relate to alleged violations of the Home Affordable Modification Program (HAMP) is GRANTED; that the Court sua sponte DISMISSES Plaintiffs' claims against Defendant PNC Mortgage for lack of standing insofar as they relate to alleged violations of HAMP.

DATED: August 11, 2010

**FERNANDO GALINDO
Clerk of Court**

/s/

By _____
**L. Woodcock
Deputy Clerk**